

MESSAGE NO: 0126301 MESSAGE DATE: 05/06/2010

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: INJ-Injunction PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: PRELIM-Preliminary

FR CITE: FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-552-801

EFFECTIVE DATE: 04/21/2010 COURT CASE #: 09-00157

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/01/2006 TO 07/31/2007

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: PRELIMINARY INJUNCTION ON CERTAIN FROZEN FISH FILLETS FROM VIETNAM (A-552-801); SPECIFIC ENTRIES LISTED; CT NO. 09-00157.

1. ON 04/21/2010, THE U.S. COURT OF INTERNATIONAL TRADE (CIT) ISSUED AN AMENDMENT OF THE PRELIMINARY INJUNCTION ISSUED BY THE COURT ON 06/01/2009. THE COURT ORDERED THAT THE PRELIMINARY INJUNCTION, AS ISSUED BY THE COURT ON 06/01/2009 (COURT NUMBER 09-00157) WAS LIFTED, AND ENJOINED LIQUIDATION OF CERTAIN ENTRIES WHICH ARE SUBJECT TO THE ANTIDUMPING DUTY ORDER ON CERTAIN FROZEN FISH FILLETS FROM THE SOCIALIST REPUBLIC OF VIETNAM (A-552-801), FOR THE PERIOD 08/01/2006 THROUGH 07/31/2007.

ON 05/05/2010, THE CIT ISSUED AN AMENDMENT TO THE AMENDED PRELIMINARY INJUNCTION ISSUED BY THE COURT ON 04/21/2010 TO DELETE REFERENCE TO ENTRY NUMBER 002-7109059-9.

2. THE INJUNCTION OF 04/21/2010 WAS ISSUED IN CONNECTION WITH CONSOLIDATED COURT CASE NUMBER 09-00157 AND ENJOINS LIQUIDATION OF THE ENTRIES DESCRIBED IN PARAGRAPH 3 BELOW.

3. ACCORDINGLY, UNTIL FURTHER NOTICE, DO NOT LIQUIDATE ENTRIES OF SUBJECT MERCHANDISE WHICH WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 08/01/2006 THROUGH 07/31/2007, AND

A. WERE PRODUCED AND EXPORTED BY QVD FOOD CO., LTD., QVD DONG THAP FOOD CO., LTD., AND THUAN HUNG CO. LTD., AND HAVE THE FOLLOWING ENTRY NUMBERS:

EE6-2013672-5 (ENTRY DATE 09/12/2006);

EE6-2014314-3(ENTRY DATE 02/08/2007);

AQZ-0249510-2(ENTRY DATE 06/24/2007); OR

B. WERE PRODUCED AND EXPORTED BY AN GIANG FISHERIES IMPORT AND EXPORT JOINT STOCK COMPANY ("AGIFISH" OR "ANGIANG FISHERIES IMPORT AND EXPORT").

ANY ENTRIES THAT ARE SET FOR LIQUIDATION MUST BE UNSET IMMEDIATELY. CONTINUE TO SUSPEND LIQUIDATION OF THESE ENTRIES UNTIL LIQUIDATION INSTRUCTIONS ARE PROVIDED.

4. LIQUIDATION INSTRUCTIONS FOR ENTRIES AFFECTED BY THIS INJUNCTION HAVE NOT YET BEEN ISSUED.

5. EFFECTIVE IMMEDIATELY, CBP IS INSTRUCTED TO PREVENT LIQUIDATION OF ANY ENTRIES SUBJECT TO THE ABOVE.

6. THE DEPARTMENT OF COMMERCE WAS SERVED WITH THE ABOVE REFERENCED INJUNCTION ON 04/22/2010. PURSUANT TO THE TERMS OF THE INJUNCTION, NO LIQUIDATION OF THE ENTRIES COVERED BY THE INJUNCTION MAYBE MADE FOR ENTRIES WHICH REMAIN UNLIQUIDATED AS OF THE FIFTH BUSINESS DAY AFTER WHICH COPIES OF THIS ORDER ARE PERSONALLY SERVED ON COMMERCE'S APO DOCKET CENTER.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O9:AV).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

MICHAEL B. WALSH

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party